

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

THE NOCO COMPANY,

Plaintiff,

vs.

SHENZHEN DINGJIANG TECHNOLOGY  
CO., LTD. D/B/A TOPDON

AND

USA TOPDON LLC D/B/A TOPDON,

Defendants.

Case No.: 1:21-cv-01483

JUDGE DAN AARON POLSTER  
Magistrate Judge William H. Baughman, Jr.

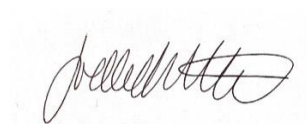
**DECLARATION OF JOELLE A. MILOV, ESQ. IN SUPPORT OF DEFENDANTS'  
MOTION TO DISMISS PLAINTIFF'S COMPLAINT**

JOELLE A. MILOV, pursuant to 28 U.S.C. § 1746, declares as follows:

1. I am an attorney at Cowan, Liebowitz & Latman, P.C., attorneys for Defendants Shenzhen Dingjiang Technology Co., Ltd. D/B/A Topdon and USA Topdon LLC D/B/A Topdon (collectively, "Topdon" or "Defendants"). I submit this declaration in support of Topdon's motion to dismiss the complaint filed by Plaintiff The Noco Company ("Noco"). This declaration is based on my personal knowledge and/or review of my firm's files and records, and if called as a witness am competent to testify to the matters herein.

2. Attached hereto as **Exhibit A** is a true and accurate copy of United States Design Patent No. US D867,985 S ("D985 Patent"), entitled "Combination Jump Starter and Display," owned by Noco.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE  
AND CORRECT. EXECUTED ON OCTOBER 15, 2021 AT PITTSBURGH,  
PENNSYLVANIA.

A handwritten signature in black ink, appearing to read 'Joelle A. Milov', written over a light gray rectangular background.

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Joelle A. Milov

## **EXHIBIT A**



US00D867985S

(12) **United States Design Patent** (10) **Patent No.:** **US D867,985 S**  
**Nook et al.** (45) **Date of Patent:** **\*\* Nov. 26, 2019**

(54) **COMBINATION JUMP STARTER AND DISPLAY**

(71) Applicant: **THE NOCO COMPANY**, Glenwillow, OH (US)

(72) Inventors: **Jonathan Lewis Nook**, Gates Mills, OH (US); **William Knight Nook, Sr.**, Shaker Heights, OH (US); **James Richard Stanfield**, Peoria, AZ (US); **Derek Michael Underhill**, Tempe, AZ (US)

(73) Assignee: **THE NOCO COMPANY**, Glenwillow, OH (US)

(\*\*) Term: **15 Years**

(21) Appl. No.: **29/630,642**

(22) Filed: **Dec. 21, 2017**

(51) **LOC (12) Cl.** ..... **13-02**

(52) **U.S. Cl.**

USPC ..... **D13/107**

(58) **Field of Classification Search**

USPC ..... D13/106–110, 118, 184; D15/9  
 CPC ..... Y02E 60/12; Y02T 90/14; Y02T 90/122;  
 Y02T 90/128; Y02T 90/163; Y02T  
 10/7005; Y02T 10/705; Y02T 10/7088;  
 H02J 7/025; H02J 7/0042; H02J 7/0044;  
 H02J 7/0045; H02J 7/0003; H02J 7/0034;  
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(Continued)

*Primary Examiner* — Rosemary K Tarcza

*Assistant Examiner* — Nathaniel D. Buckner

(74) *Attorney, Agent, or Firm* — Vorys, Sater, Seymour and Pease LLP; William L. Klima

(57) **CLAIM**

The ornamental design for a combination jump starter and display, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of a first embodiment of a combination jump starter and display showing our new design;

FIG. 2 is a front view thereof;

FIG. 3 is a rear view thereof;

FIG. 4 is a left-side view thereof view;

FIG. 5 is a right-side view thereof;

FIG. 6 is a top view thereof; and

FIG. 7 is a bottom view thereof.

FIG. 8 is a perspective view for a second embodiment of a combination jump starter and display showing our new design;

FIG. 9 is a front view thereof;

FIG. 10 is a rear view thereof;

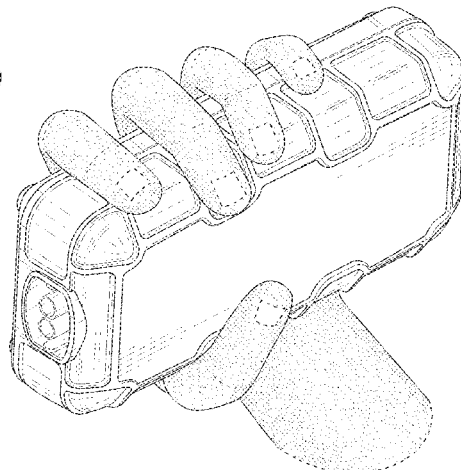
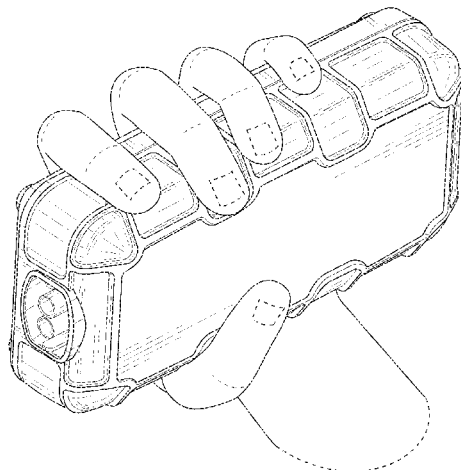
FIG. 11 is a left-side view thereof view;

FIG. 12 is a right-side view thereof;

FIG. 13 is a top view thereof; and,

FIG. 14 is a bottom view thereof.

**1 Claim, 14 Drawing Sheets**



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**(58) Field of Classification Search**

CPC .. H02J 7/0054; H02J 7/1423; H02J 2001/006;  
H01F 38/14; H01M 2/1022; H01M  
2/1055; H01M 10/44; H01M 10/46;  
H01M 10/425; B60L 11/182  
See application file for complete search history.

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U.S. Trademark Application No. 86030590 filed on Aug. 6, 2013, including drawing and sample.

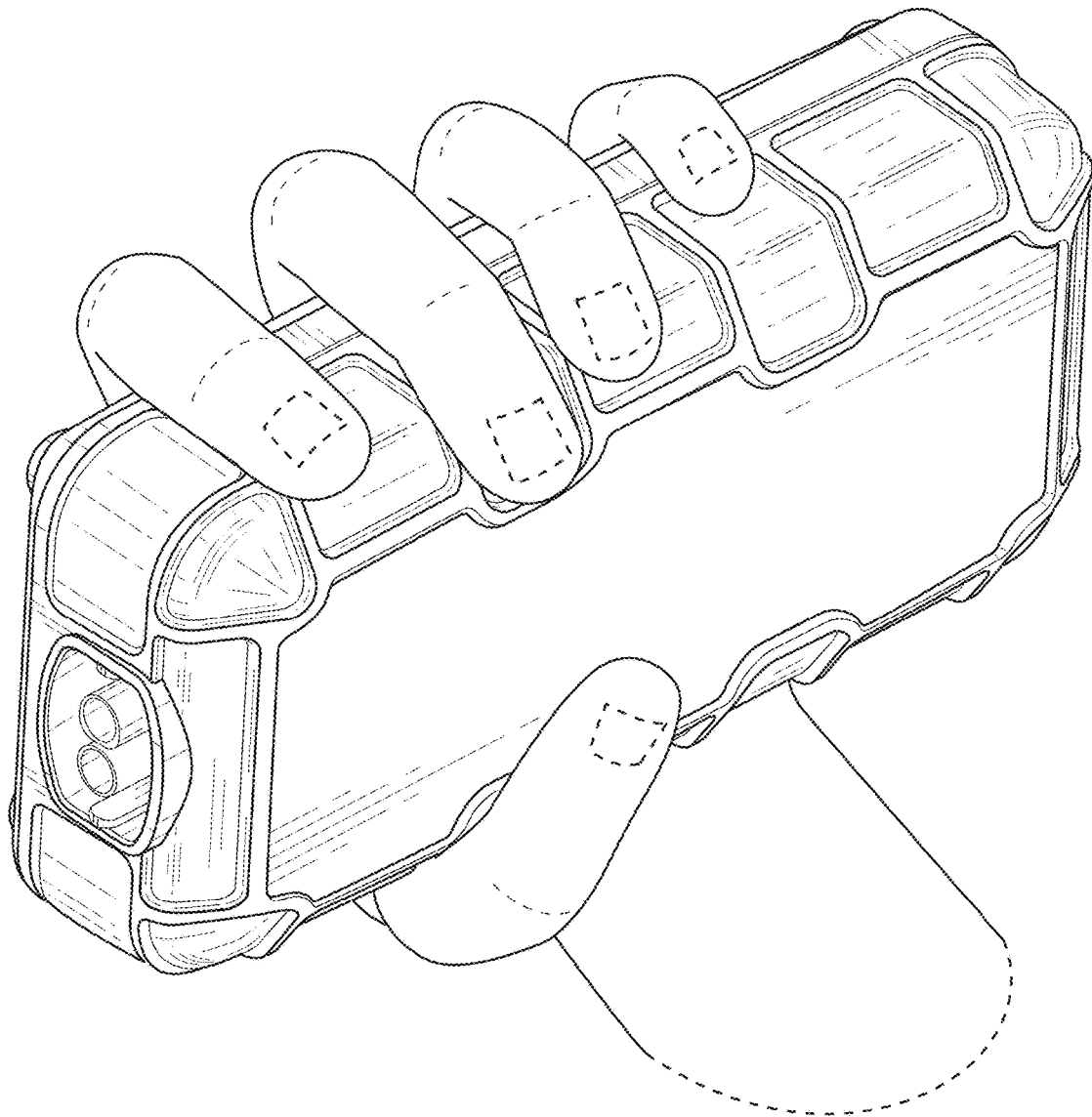
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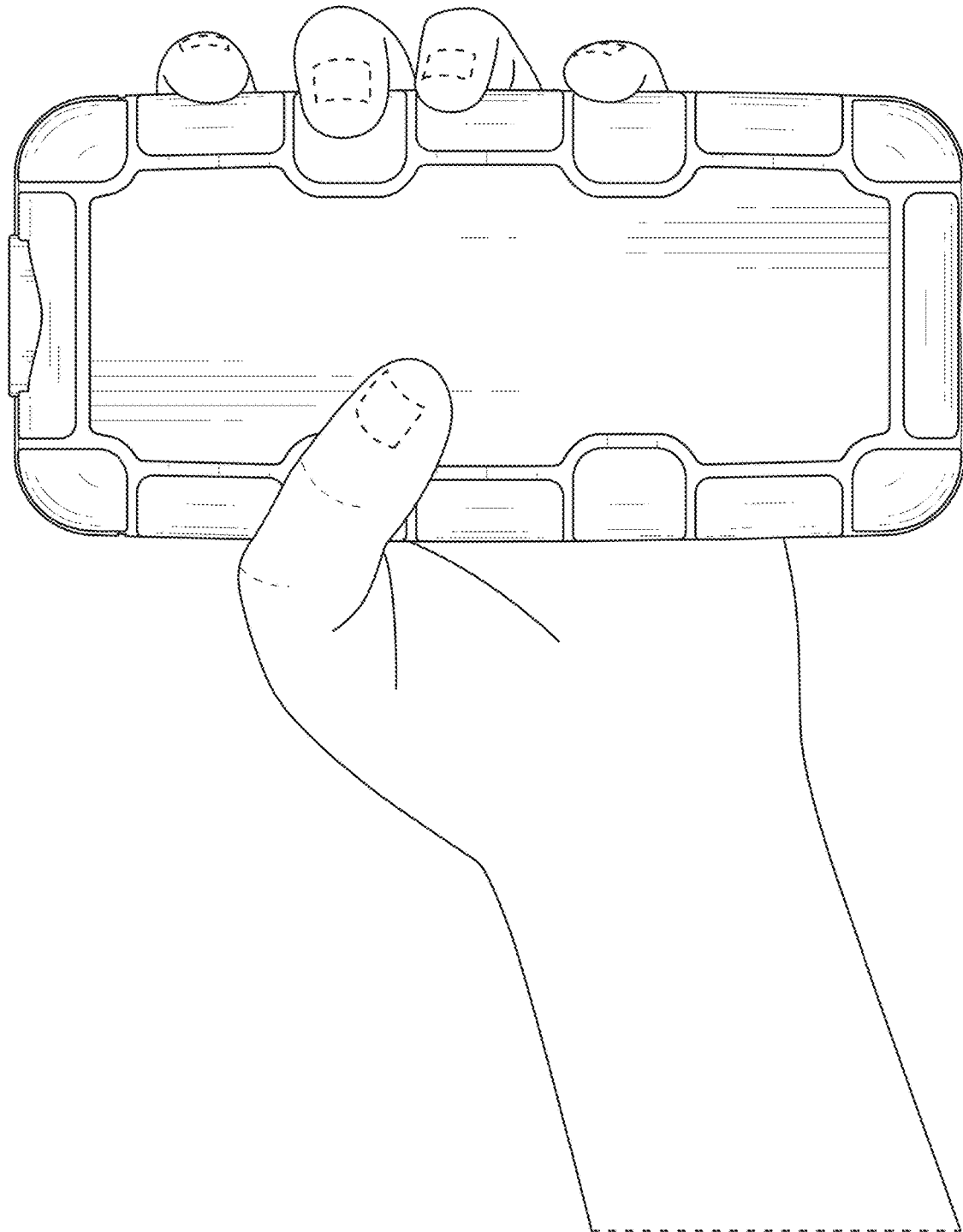
**FIG. 1**

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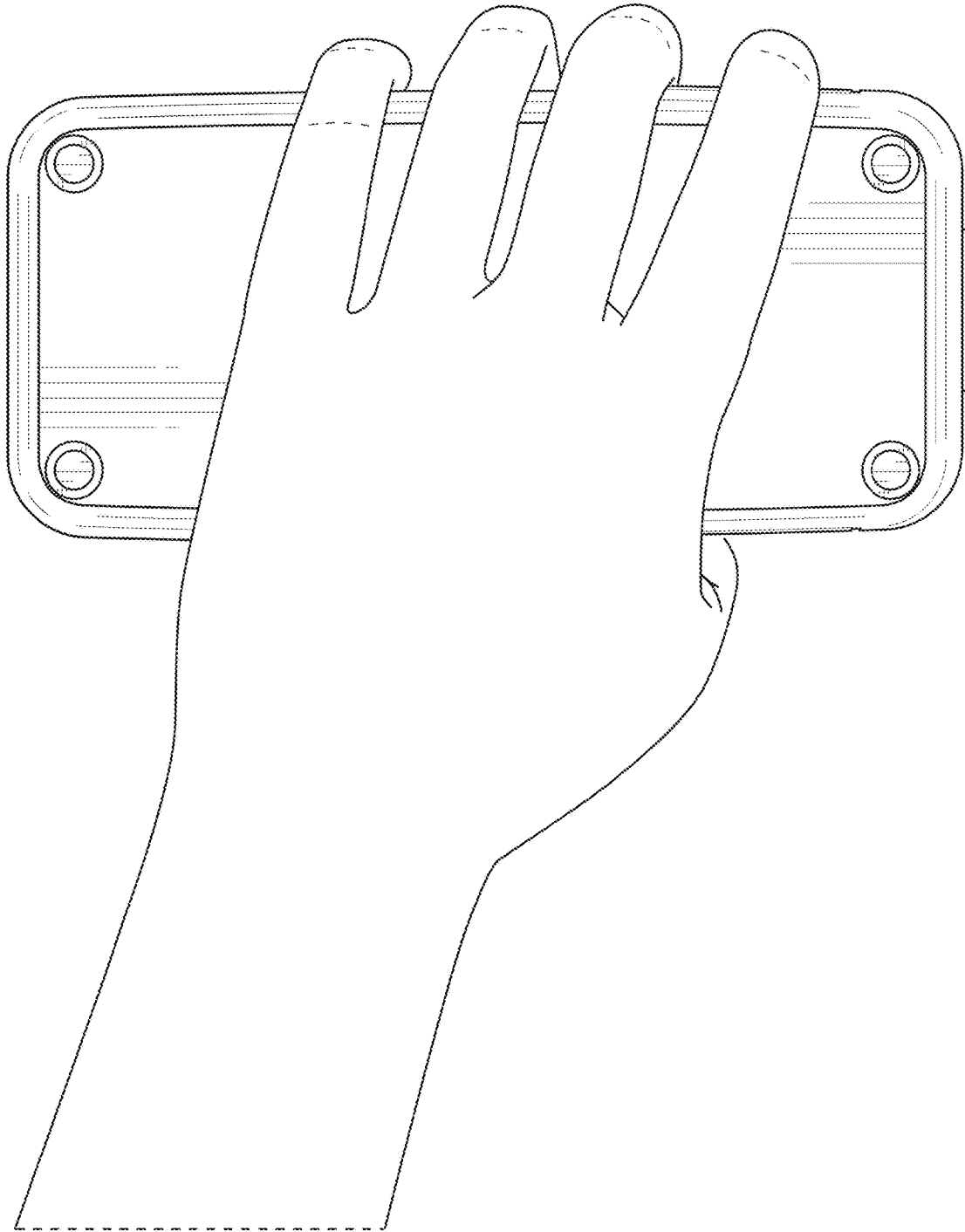
**FIG. 2**

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***FIG. 3***

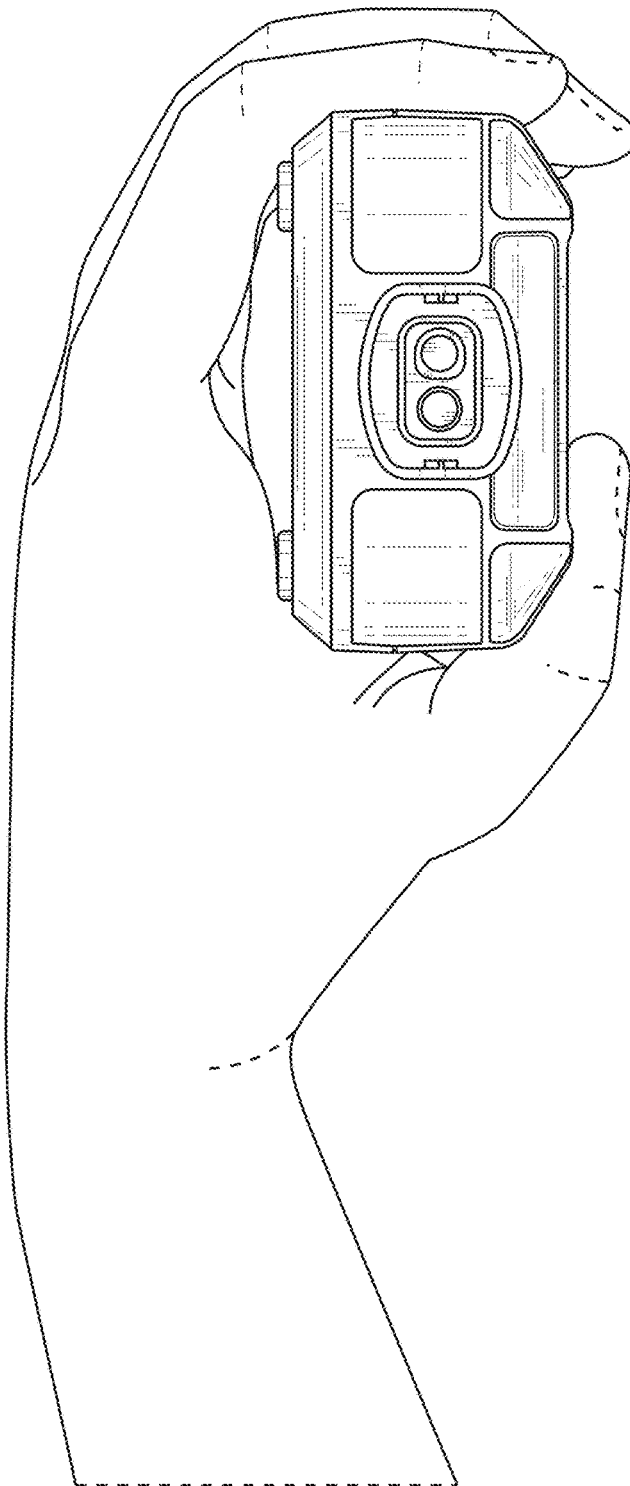


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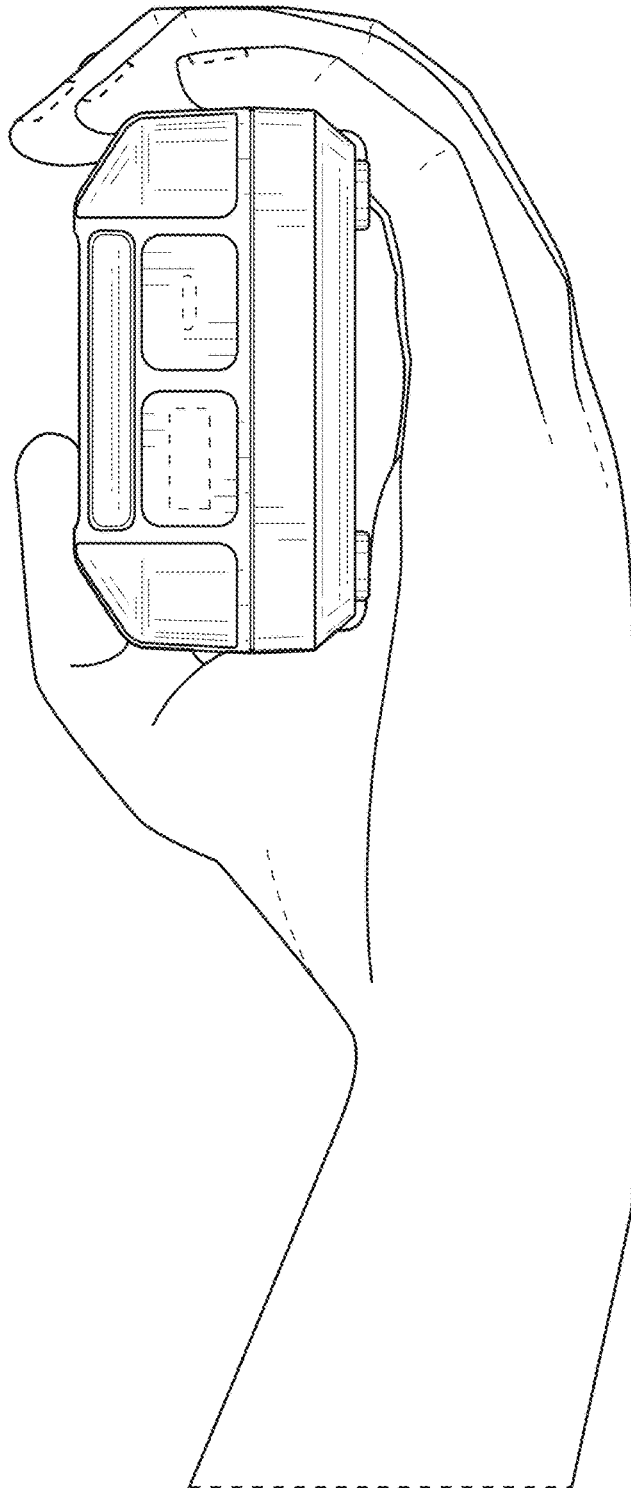
***FIG. 4***

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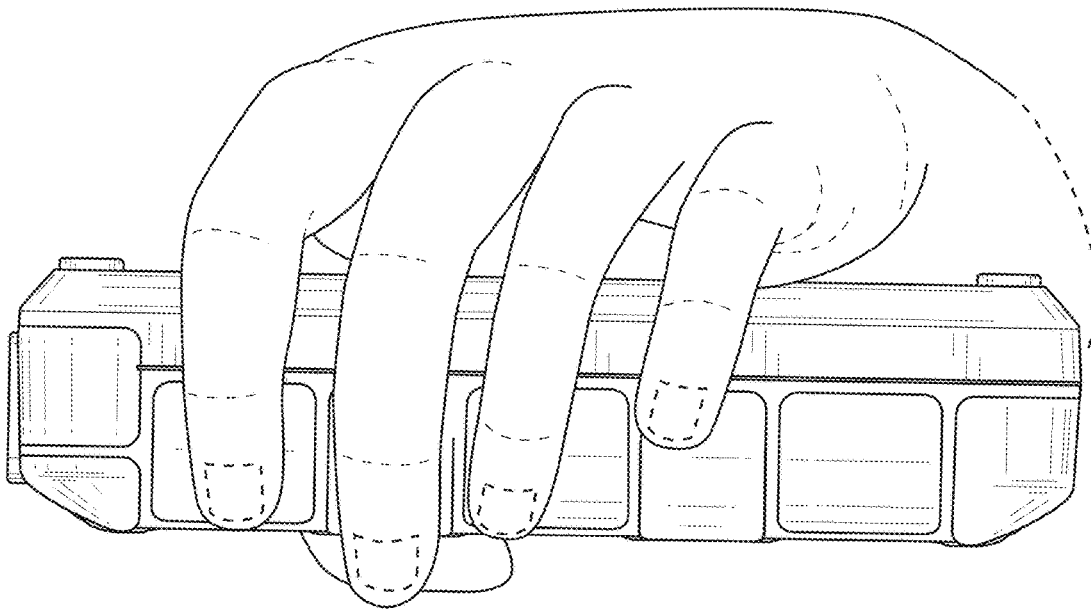
***FIG. 5***

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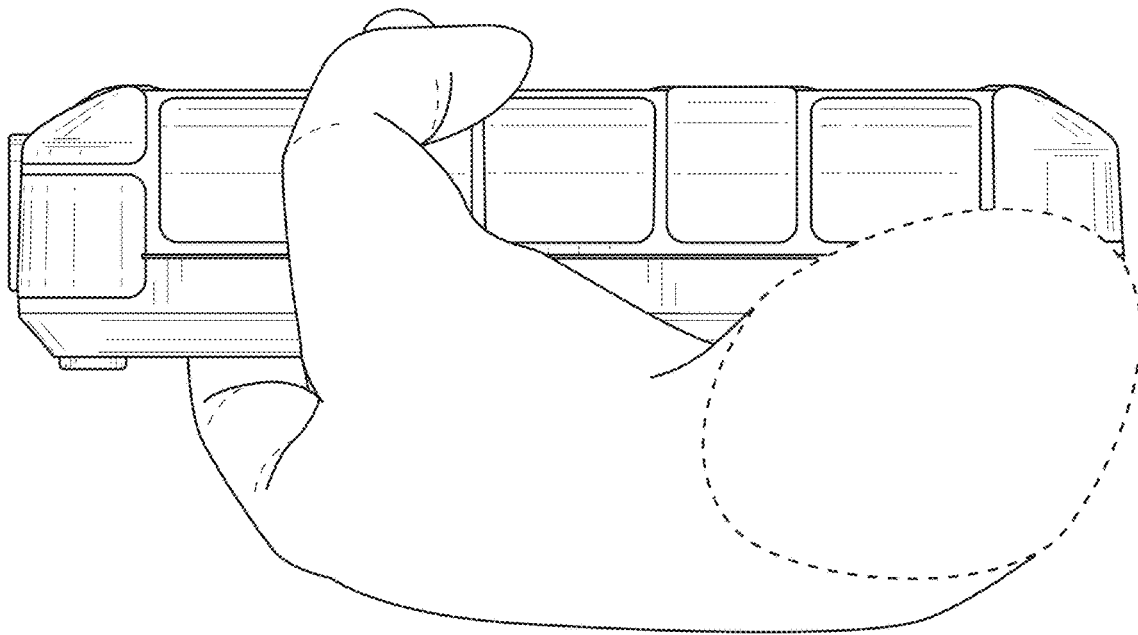
***FIG. 6***

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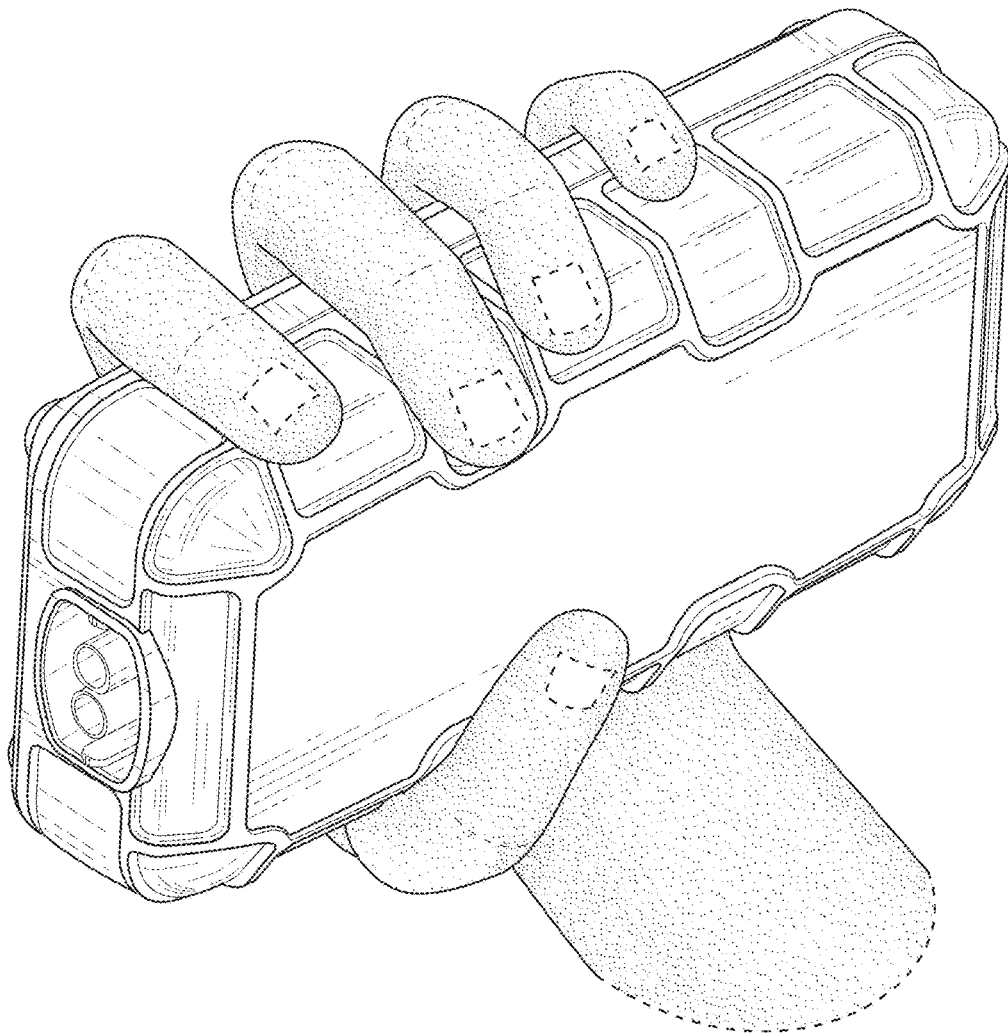
***FIG. 7***

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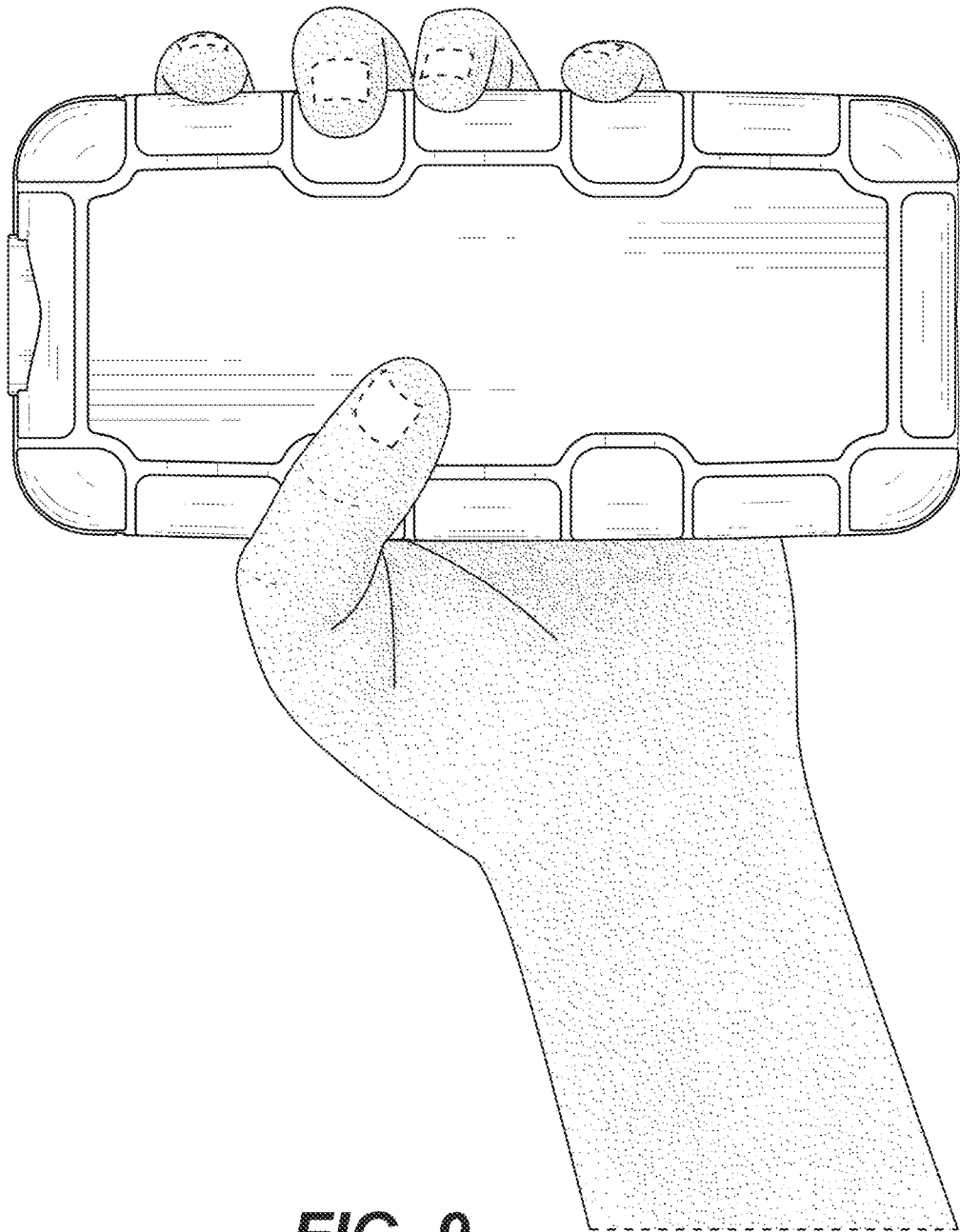
**FIG. 8**

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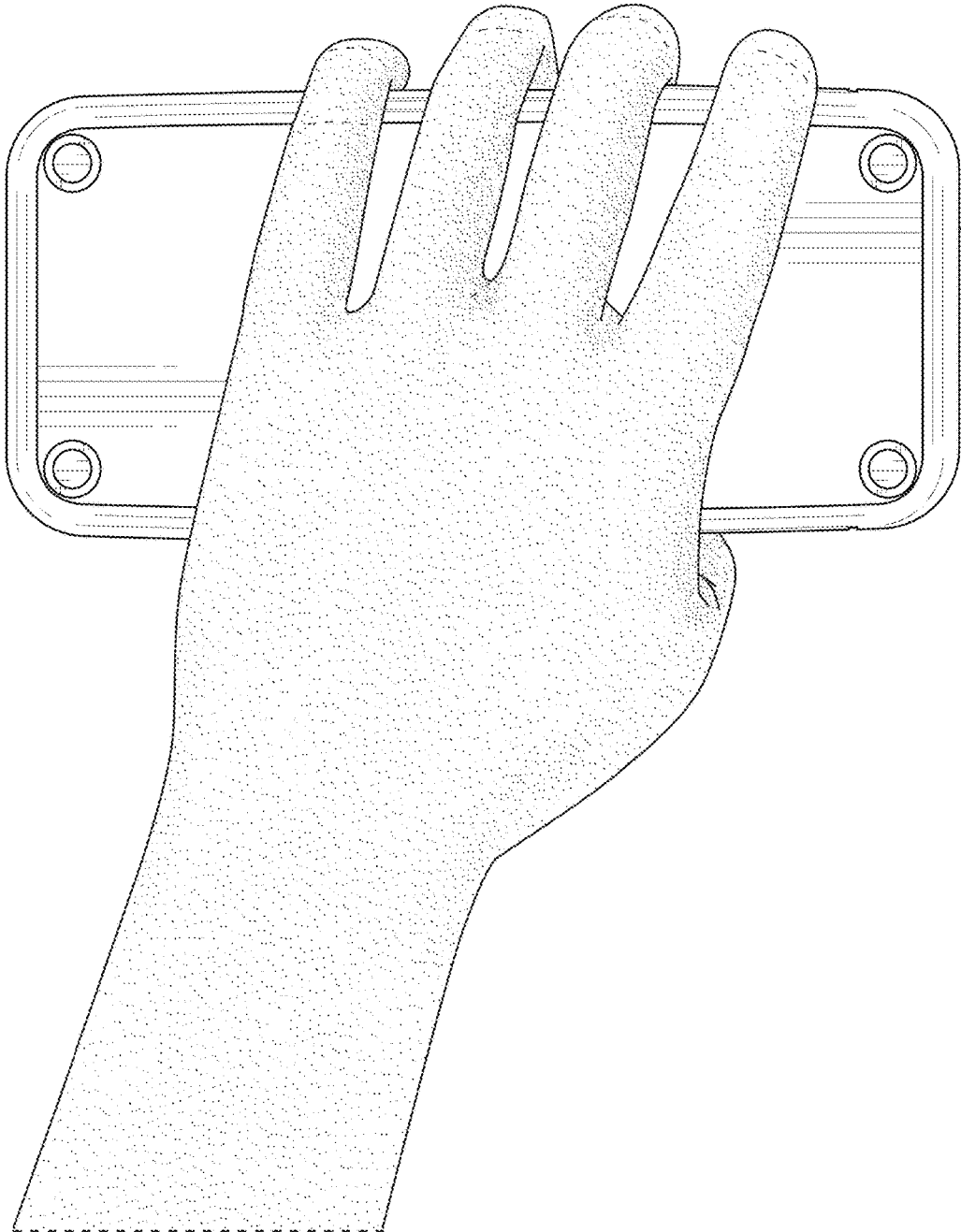
**FIG. 9**

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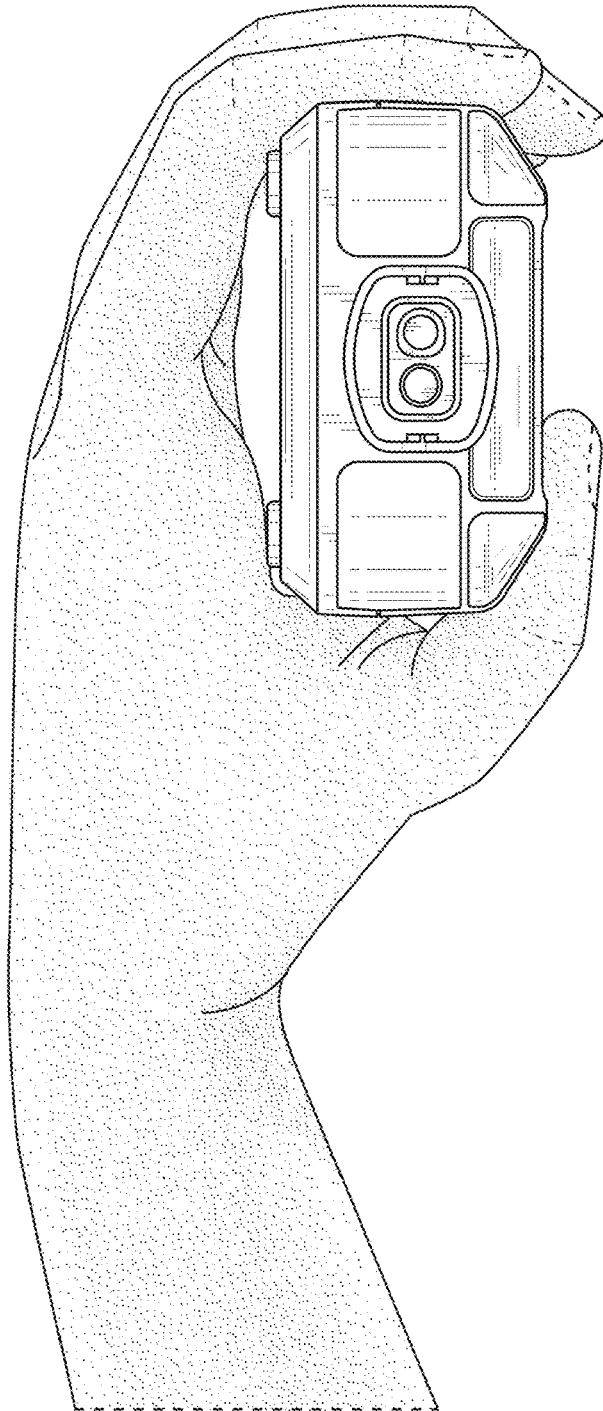
**FIG. 10**

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***FIG. 11***

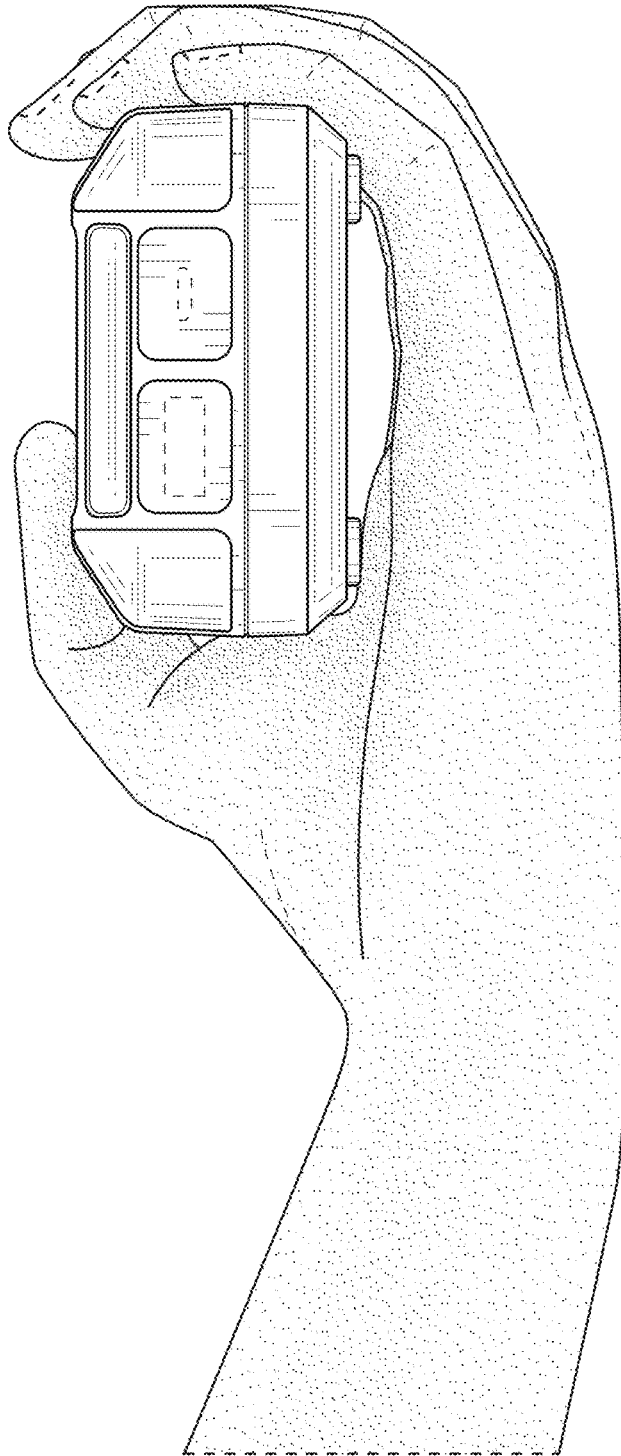


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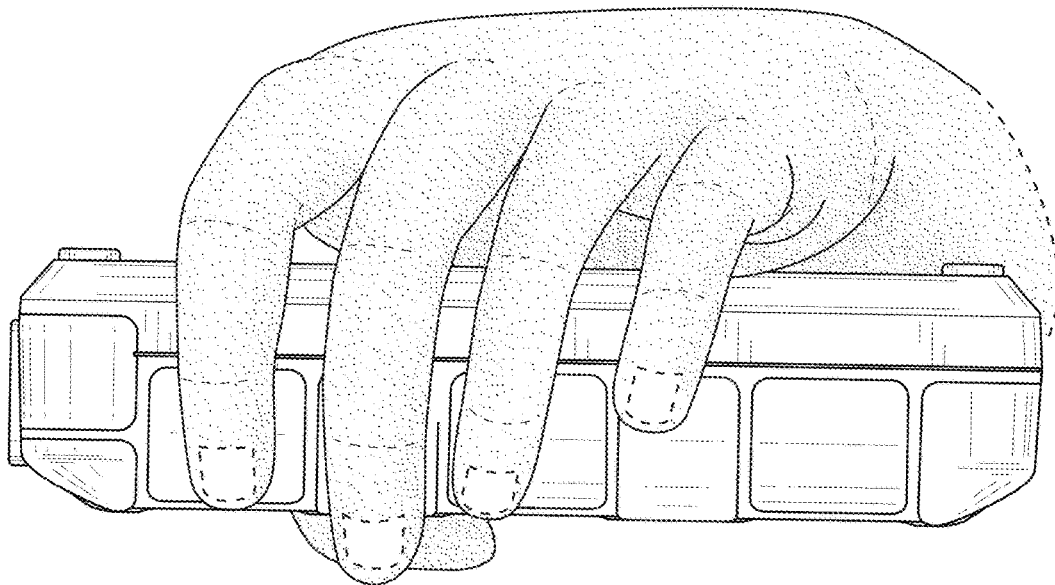
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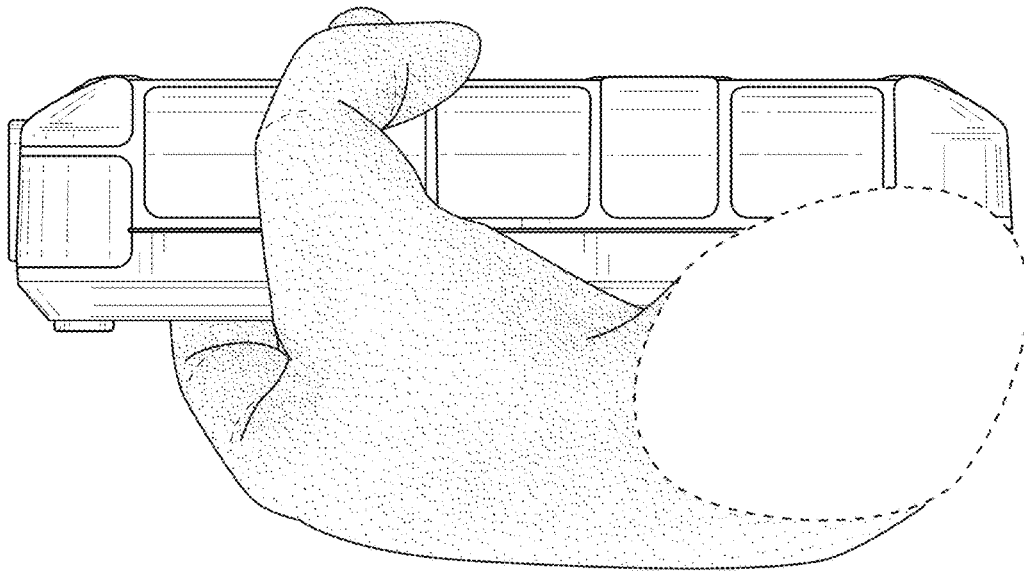
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**FIG. 12**



***FIG. 13***



***FIG. 14***